

**NOT FOR PUBLICATION**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

**FILED**

**OCT 24 2005**

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

MARIA LITA PADERNAL-NYE,

Petitioner - Appellant,

v.

ALBERTO R. GONZALES, Attorney  
General, et al.,

Respondents - Appellees.

No. 04-17350

D.C. No. CV-04-00775-JCM/RJJ

ORDER\*

Appeal from the United States District Court  
for the District of Nevada  
James C. Mahan, District Judge, Presiding

Argued and Submitted October 20, 2005  
San Francisco, California

Before: TROTT and RYMER, Circuit Judges, and PLAGER\*\*, Senior Circuit  
Judge.

This appeal is dismissed as moot.

A certified copy of this order shall serve as the mandate of the court.

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\* This disposition is not appropriate for publication and may not be  
cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

\*\* The Honorable S. Jay Plager, Senior United States Circuit Judge for  
the Federal Circuit, sitting by designation.